



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. 93,473-G)

1623

In re Application of:

Lange, et al.

Serial No.: 09/712,364

Filed: November 14, 2000

For: Method and Composition for Inhibiting
Cholesterol Esterase

Examiner: L.C. Maier

Art Unit: 1623

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached:
 - a. Request for Entry of the Official Action Reply Mailed by Applicants on August 21, 2002 with attachments
 - b. Return Receipt Postcard
2. With respect to additional fees:
 - a. _____ Attached is a check in the amount of \$-0-
3. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. **CERTIFICATE OF MAILING UNDER 37 CFR § 1.8:** The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 16th day of March, 2004.

By C. Blair Hughes
A Blair Hughes
Reg. No. 32,901

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REQUEST FOR ENTRY OF THE OFFICIAL ACTION
REPLY MAILED BY APPLICANTS ON AUGUST 21, 2002

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The Applicants respectfully request entry of their August 21, 2002 Reply to a Non-Final Rejection issued on March 22, 2002 for the above-identified U.S. patent application. A complete copy of the Reply mailed on August 21, 2002 is attached to Tab A of this Request. A copy of the return receipt postcard indicating that the Reply was received by the USPTO on August 27, 2002 is attached at Tab B of this Request. Finally a copy of the Patent Application Information Retrieval (PAIR) Report for this case indicating that the last item docketed for this case was the Non-Final Rejection mailed on March 22, 2002 is attached at Tab C of this Request.

Based upon the information attached to this Request, the Applicants have demonstrated that:

- A Non-Final Rejection was mailed on March 22, 2002 for this application.
- The Applicants submitted a timely Reply to the Non-Final Rejection on August 21, 2002.

- The Reply submitted by the Applicants to the Non-Final Rejection has not been entered into the PAIR for this case and the Applicants believe that the Reply may have been misplaced by the U.S. Patent Office.

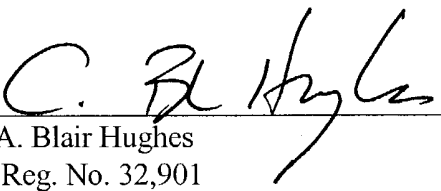
For the reasons indicated above, the Applicants respectfully request that the Reply to the August 21, 2002 Reply to the March 22, 2002 Non-Final Rejection in this case, a complete copy which is attached at Tab A of this Request be entered into the file of the above-identified application and that the Examiner consider the Reply in due course.

Respectfully submitted,

**McDONNELL BOEHNNEN HULBERT &
BERGHOFF LLP**

Dated: March 16, 2004

By:


A. Blair Hughes
Reg. No. 32,901